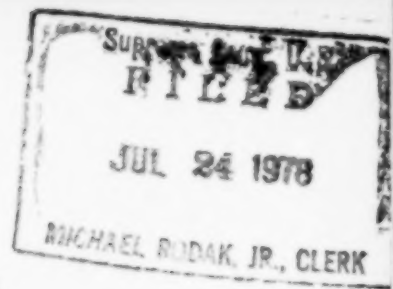


77-1601



**Supreme Court  
of the  
United States**

CAMILLE MILLER PERRY  
and  
EUGENIA SUMMERLIN,  
Petitioners

vs

IRENE WILSON, CECILA BUCHANAN  
and  
JOSEPHINE MATTOX,  
Respondents

vs

C. L. HIGGISON,  
Respondent

REPLY BRIEF

NO. 77 - 1601

ATTORNEY FOR PETITIONERS  
Randall M. Clark  
P.O. Box 384  
Brunswick, Georgia 31520  
912-264-6661

REPLY BRIEF

Pursuant to directions of the clerk of this court in his letter of June 23, 1978, petitioner files his reply brief.

The United States Supreme Court is not bound by a state court determination of waiver. *Street v New York* 394U.S. 576, 583.

This court clearly has jurisdiction to determine that waiver did not occur. *Truax v Corrigan* 257U.S. 312; *Parker v Illinois* 333U.S. 571; and *Union P.R. Co. v Public Service Co.* 248U.S. 67.

Since the attorney representing petitioners at trial objected to a discrimination based on legitimacy or illegitimacy of a child waiver did not occur.

Respectfully submitted this 21 day of July, 1978.

/s/ Randall M. Clark  
Randall M. Clark

P.O. Box 384  
1708 Ellis Street  
Brunswick, Georgia 31520

CERTIFICATE OF SERVICE

Service by mailing three copies each to:

Attorney for C.L. Higgison  
Robert Killian  
Post Office Box 1795  
Brunswick, Georgia 31520

Attorney for Celia Wilson Buchanan,  
William Major  
310 Fulton Federal Building  
Atlanta, Georgia 30303

This 21 day of July, 1978.

/s/ Randall M. Clark  
Randall M. Clark

P.O. Box 384  
1708 Ellis Street  
Brunswick, Georgia 31520